

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**GUARDIAN INDUSTRIES  
CORPORATION,**

**Plaintiff,**

**V.**

**DELL, INC., et al.,**

**Defendants.**

**Civ. No. 05-027-SLR**

## DECLARATION OF CHARLES CHEN

1. I am an employee of TPV Technology Limited (“TPV”) and I submit this Declaration on behalf of TPV in support of the pure customer defendants’ Motion to Stay the above-entitled action.

2. I have been continuously employed by TPV since April 15, 2002, and am currently the Manager of Legal Affairs. As such, I am familiar with TPV's business, which is the assembly and sale of computer monitors. Some of the products TPV sells contain a Liquid Crystal Display ("LCD") panel. TPV does not, and has never, designed or manufactured any LCD panels. Rather, TPV purchases all LCD panels used in the products it sells from third party suppliers and manufacturers.

3. I have reviewed the First Amended Complaint filed by plaintiff and, specifically, paragraph 43, which states, "On information and belief, Defendants each sell LCD product(s) that include a version of Fuji Wide View (WV) film." However, TPV does not know, and does not have a need to know, the technical details such as which films, if any, are contained in the LCD

panels of the products it sells.

4. Pursuant to Section 1746 of Title 28 of the United States Code, I declare the foregoing to be true and correct under the penalties of perjury of the United States of America.

Dated: June 8, 2005

  
\_\_\_\_\_  
Charles Chen

**CERTIFICATE OF SERVICE**

I hereby certify that on June 20, 2005 I electronically filed the foregoing with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following and which has also been served as noted.

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I hereby certify that on June 20, 2005 the foregoing documents were sent to the following non-registered participants in the manner indicated:

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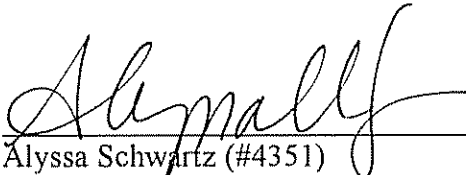
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